

ORDINANCE NO. 198-19

BY: **DEBORAH LIME**
(By Request – Auditor)

AN ORDINANCE TO AMEND SECTION 1707.21 OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA TITLED “CHRONIC NUISANCE AT A RESIDENTIAL STRUCTURE AND/OR PREMISES” BY ADDING SUBSECTION (i) WHICH AUTHORIZES THE CITY TO COLLECT AND EXPEND FUNDS TO DEFRAY THE EXPENSES AND COSTS ASSOCIATED WITH THE ABATEMENT OF A PUBLIC NUISANCE, AND DECLARING AN EMERGENCY

WHEREAS in September 2019, Parma City Council enacted Section 1707.21 of the Parma Code titled “Chronic Nuisance at a Residential Structure and/or Premise”; and,

WHEREAS Section 1707.21(e) of the Parma Code allows the City to assess a property owner whose property has been declared a public nuisance a \$100 fee in addition to assessing that property owner the cost of abating the public nuisance should the City expend its funds to abate the public nuisance; and,

WHEREAS in order for the City to expend funds it collects as a result of Section 1707.21(e) the City must amend Section 1707.21 of the Parma Code so the City is permitted to use these funds to defray the expenses and costs incurred by the City of Parma associated with the abatement of a public nuisance with any remaining proceeds to be used for the enforcement of the City of Parma’s property maintenance code.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That Section 1707.21 of the Codified Ordinances of Parma, Ohio is hereby amended by adding Section 1707.21(i) to read:

- (i) All proceeds from the assessment of a \$100 fee and the City of Parma’s cost of abating the public nuisance as set forth in Section 1707.21(e) shall be used to defray the expenses and costs incurred by the City of Parma associated with the abatement of the public nuisance with any remaining proceeds to be used for the enforcement of the City of Parma’s property maintenance code.

Section 2. The purpose of amending Section 1707.21 of the Codified Ordinances of Parma is to permit the City to use funds it collects in the abatement of a public nuisance to defray the expenses and costs incurred by the City of Parma associated with the abatement of a public nuisance with any remaining proceeds to be used for the enforcement of the City of Parma’s property maintenance code.

Section 3. That is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were meetings open to the public in compliance with all legal requirements.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary in order to amend the code as soon as possible, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

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Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary in order to amend the code as soon as possible, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____
PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____
MAYOR, CITY OF PARMA, OHIO

ORDINANCE NO. 198-19

BY: **DEBORAH LIME**
(By Request – Auditor)

AN ORDINANCE TO AMEND SECTION 1707.21 OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA TITLED “CHRONIC NUISANCE AT A RESIDENTIAL STRUCTURE AND/OR PREMISES” BY ADDING SUBSECTION (i) WHICH AUTHORIZES THE CITY TO COLLECT AND EXPEND FUNDS TO DEFRAY THE EXPENSES AND COSTS ASSOCIATED WITH THE ABATEMENT OF A PUBLIC NUISANCE, AND DECLARING AN EMERGENCY

WHEREAS in September 2019, Parma City Council enacted Section 1707.21 of the Parma Code titled “Chronic Nuisance at a Residential Structure and/or Premise”; and,

WHEREAS Section 1707.21(e) of the Parma Code allows the City to assess a property owner whose property has been declared a public nuisance a \$100 fee in addition to assessing that property owner the cost of abating the public nuisance should the City expend its funds to abate the public nuisance; and,

WHEREAS in order for the City to expend funds it collects as a result of Section 1707.21(e) the City must amend Section 1707.21 of the Parma Code so the City is permitted to use these funds to defray the expenses and costs incurred by the City of Parma associated with the abatement of a public nuisance with any remaining proceeds to be used for the enforcement of the City of Parma’s property maintenance code.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That Section 1707.21 of the Codified Ordinances of Parma, Ohio is hereby amended by adding Section 1707.21(i) to read:

- (i) All proceeds from the assessment of a \$100 fee and the City of Parma’s cost of abating the public nuisance as set forth in Section 1707.21(e) shall be used to defray the expenses and costs incurred by the City of Parma associated with the abatement of the public nuisance with any remaining proceeds to be used for the enforcement of the City of Parma’s property maintenance code.

Section 2. The purpose of amending Section 1707.21 of the Codified Ordinances of Parma is to permit the City to use funds it collects in the abatement of a public nuisance to defray the expenses and costs incurred by the City of Parma associated with the abatement of a public nuisance with any remaining proceeds to be used for the enforcement of the City of Parma’s property maintenance code.

Section 3. That is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were meetings open to the public in compliance with all legal requirements.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary in order to amend the code as soon as possible, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

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